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| UNITED STATES OF AMERICA | | DO NOT WRITE IN THIS SPACE | |
| NATIONAL LABOR RELATIONS BOARD | | Case | Date filed |
| CHARGE AGAINST LABOR ORGANIZATION OR ITS AGENTS | | 14-CB-124670 | March 18, 2014 |
| INSTRUCTIONS: File an original of this charge with the NLRB Regional Director of the region in which the alleged unfair labor practice occurred or is occurring. | | | |
| 1. LABOR ORGANIZATION OR ITS AGENTS AGAINST WHICH CHARGE IS BROUGHT | | | |
| a. Name CARPENTERS DISTRICT COUNCIL OF KANSAS CITY AND VICINITY | | b. Union Representative to Contact (b) (6), (b) (7)(C) | |
| c. Address 625 W 39th St Ste 201, Kansas City, MO 64111-2992 | | d. Tel. No. (816) 931-3414 | e. Cell No. |
| | | f. Fax No. | g. e-Mail |
| h. The above-named labor organization or its agents have engaged in and are engaging in unfair labor practices within the meaning of section 8(b), subsection(s) (1)(A) of the National Labor Relations Act, and these unfair labor practices are unfair practices affecting commerce within the meaning of the Act, or are unfair practices affecting commerce within the meaning of the Act and the Postal Reorganization Act. | | | |
| 2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices) | | | |
| <p>Within the last six months, the above-named labor organization has restrained and coerced employees by operating a hiring hall in a manner that was arbitrary, discriminatory or in bad faith.</p> <p>Within the last six months, the above-named labor organization has failed in its duty to fairly represent employees by failing and refusing to provide a valid grievance procedure, for arbitrary, discriminatory or bad faith reasons.</p> | | | |
| 3. Name of Employer NO EMPLOYER | | 4a. Tel. No. 4c. Fax No. | 4b. Cell No. 4d. e-Mail |
| 5. Location of Plant involved (street, city, state, and ZIP code) | | 6. Employer representative to contact | |
| 7. Type of Establishment (factory, mine, wholesaler) Construction | 8. Principal product or service Carpentry | 9. Number of Workers employed 200 | |
| 10. Full name of party filing charge (b) (6), (b) (7)(C) | | 11a. Tel. No. 11c. Fax No. | 11b. Cell No. (b) (6), (b) (7)(C) 11d. e-Mail (b) (6), (b) (7)(C) |
| 11. Address of party filing charge (street, city, state, and ZIP code) (b) (6), (b) (7)(C) | | | |
| 12. DECLARATION | | | |
| I declare that I have read the above charge and that the statements therein are true to the best of my knowledge and belief. | | | |
| By: (b) (6), (b) (7)(C) | | Tel. No. Cell No. (b) (6), (b) (7)(C) | |
| (sig) (b) (6), (b) (7)(C), an Individual | | Fax No. | |
| Print/type name and title or office, if any | | | |
| Address: (b) (6), (b) (7)(C) | | Date: March 18, 2014 | e-Mail (b) (6), (b) (7)(C) |

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)
PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 *et seq.* The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.

(b) (6), (b) (7)(C)



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

SUBREGION 17
8600 Farley St Ste 100
Overland Park, KS 66212-4677

Agency Website: www.nlrb.gov
Telephone: (913)967-3000
Fax: (913)967-3010

March 18, 2014

(b) (6), (b) (7)(C)
CARPENTERS DISTRICT COUNCIL
OF KANSAS CITY & VICINITY
625 W 39th St, Suite 201
Kansas City, MO 64111-2992

Re: United Brotherhood of Carpenters (No
Employer)
Case 14-CB-124670

Dear (b) (6), (b) (7)(C):

Enclosed is a copy of a charge that has been filed in this case. This letter tells you how to contact the Board agent who will be investigating the charge, explains your right to be represented, discusses presenting your evidence, and provides a brief explanation of our procedures, including how to submit documents to the NLRB.

Investigator: This charge is being investigated by Field Attorney WILLIAM LEMASTER (william.lemaster@nlrb.gov) whose telephone number is (913)967-3027. If this Board agent is not available, you may contact Supervisory Field Attorney SUSAN A. WADE-WILHOIT whose telephone number is (913)967-3014.

Right to Representation: You have the right to be represented by an attorney or other representative in any proceeding before us. If you choose to be represented, your representative must notify us in writing of this fact as soon as possible by completing Form NLRB-4701, Notice of Appearance. This form is available on our website, www.nlrb.gov, or from an NLRB office upon your request.

If you are contacted by someone about representing you in this case, please be assured that no organization or person seeking your business has any "inside knowledge" or favored relationship with the National Labor Relations Board. Their knowledge regarding this proceeding was only obtained through access to information that must be made available to any member of the public under the Freedom of Information Act.

Presentation of Your Evidence: We seek prompt resolutions of labor disputes. Therefore, I urge you or your representative to submit a complete written account of the facts and a statement of your position with respect to the allegations set forth in the charge as soon as possible. If the Board agent later asks for more evidence, I strongly urge you or your representative to cooperate fully by promptly presenting all evidence relevant to the investigation. In this way, the case can be fully investigated more quickly.

March 18, 2014

Full and complete cooperation includes providing witnesses to give sworn affidavits to a Board agent, and providing all relevant documentary evidence requested by the Board agent. Sending us your written account of the facts and a statement of your position is not enough to be considered full and complete cooperation. A refusal to fully cooperate during the investigation might cause a case to be litigated unnecessarily.

We will not honor any request to place limitations on our use of position statements or evidence beyond those prescribed by the Freedom of Information Act and the Federal Records Act. Thus, we will not honor any claim of confidentiality except as provided by Exemption 4 of FOIA, 5 U.S.C. Sec. 552(b)(4), and any material you submit may be introduced as evidence at any hearing before an administrative law judge. We are also required by the Federal Records Act to keep copies of documents gathered in our investigation for some years after a case closes. Further, the Freedom of Information Act may require that we disclose such records in closed cases upon request, unless there is an applicable exemption. Examples of those exemptions are those that protect confidential financial information or personal privacy interests.

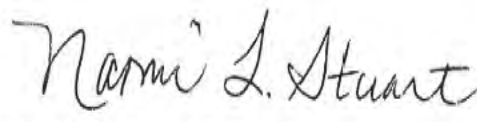
Procedures: We strongly urge everyone to submit all documents and other materials (except unfair labor practice charges and representation petitions) by E-Filing (not e-mailing) through our website, www.nlr.gov. However, the Agency will continue to accept timely filed paper documents. Please include the case name and number indicated above on all your correspondence regarding the charge.

Information about the Agency, the procedures we follow in unfair labor practice cases and our customer service standards is available on our website, www.nlr.gov or from an NLRB office upon your request. NLRB Form 4541 offers information that is helpful to parties involved in an investigation of an unfair labor practice charge.

We can provide assistance for persons with limited English proficiency or disability. Please let us know if you or any of your witnesses would like such assistance.

Very truly yours,

DANIEL L. HUBBEL
Regional Director

By: 
NAOMI STUART
Officer in Charge

Enclosure: Copy of Charge

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

**CARPENTERS DISTRICT COUNCIL OF
KANSAS CITY AND VICINITY**

Charged Party

and

(b) (6), (b) (7)(C)

Charging Party

Case 14-CB-124670

AFFIDAVIT OF SERVICE OF CHARGE AGAINST LABOR ORGANIZATION

I, the undersigned employee of the National Labor Relations Board, state under oath that on March 18, 2014, I served the above-entitled document(s) by post-paid regular mail upon the following persons, addressed to them at the following addresses:

Frank Anderson, Business Agent
CARPENTERS DISTRICT COUNCIL OF
KANSAS CITY & VICINITY
625 W 39th St, Suite 201
Kansas City, MO 64111-2992

March 18, 2014

Date

Marion Murphy
Designated Agent of NLRB

Name

Signature



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

SUBREGION 17
8600 Farley St Ste 100
Overland Park, KS 66212-4677

Agency Website: www.nlr.gov
Telephone: (913)967-3000
Fax: (913)967-3010

March 18, 2014

(b) (6), (b) (7)(C)

Re: United Brotherhood of Carpenters (No
Employer)
Case 14-CB-124670

Dear (b) (6), (b) (7)(C)

The charge that you filed in this case on March 18, 2014 has been docketed as case number 14-CB-124670. This letter tells you how to contact the Board agent who will be investigating the charge, explains your right to be represented, discusses presenting your evidence, and provides a brief explanation of our procedures, including how to submit documents to the NLRB.

Investigator: This charge is being investigated by Field Attorney WILLIAM LEMASTER (william.lemaster@nlrb.gov) whose telephone number is (913)967-3027. If the Board agent is not available, you may contact Supervisory Field Attorney SUSAN A. WADE-WILHOIT whose telephone number is (913)967-3014.

Right to Representation: You have the right to be represented by an attorney or other representative in any proceeding before us. If you choose to be represented, your representative must notify us in writing of this fact as soon as possible by completing *Form NLRB-4701, Notice of Appearance*. This form is available on our website, www.nlr.gov, or at the Regional office upon your request.

If you are contacted by someone about representing you in this case, please be assured that no organization or person seeking your business has any "inside knowledge" or favored relationship with the National Labor Relations Board. Their knowledge regarding this proceeding was only obtained through access to information that must be made available to any member of the public under the Freedom of Information Act.

Presentation of Your Evidence: As the party who filed the charge in this case, it is your responsibility to meet with the Board agent to provide a sworn affidavit, or provide other witnesses to provide sworn affidavits, and to provide relevant documents within your possession. Because we seek to resolve labor disputes promptly, you should be ready to promptly present your affidavit(s) and other evidence. If you have not yet scheduled a date and time for the Board agent to take your affidavit, please contact the Board agent to schedule the affidavit(s). If you fail to cooperate in promptly presenting your evidence, your charge may be dismissed without investigation.

March 18, 2014

Procedures: We strongly urge everyone to submit all documents and other materials (except unfair labor practice charges and representation petitions) by E-Filing (not e-mailing) through our website www.nlr.gov. However, the Agency will continue to accept timely filed paper documents. Please include the case name and number indicated above on all your correspondence regarding the charge.

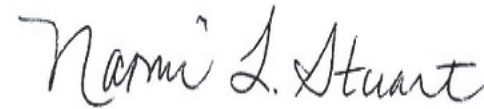
Information about the Agency, the procedures we follow in unfair labor practice cases and our customer service standards is available on our website www.nlr.gov or from the Regional Office upon your request. *NLRB Form 4541, Investigative Procedures* offers information that is helpful to parties involved in an investigation of an unfair labor practice charge.

We can provide assistance for persons with limited English proficiency or disability. Please let us know if you or any of your witnesses would like such assistance.

Very truly yours,

DANIEL L. HUBBEL
Regional Director

By:



NAOMI STUART
Officer in Charge

From: [Martin Walter](#)
To: [LeMaster, William](#)
Subject: 14-CB-124670
Date: Wednesday, April 2, 2014 2:18:45 PM

Bill,

This is to confirm that the Carpenters' District Council of Greater St. Louis & Vicinity does not operate an exclusive hiring hall. Though the District Council does maintain a voluntary out-of-work list from which it refers members to employers requesting referrals, members are at liberty to seek and obtain employment directly with any of our signatory contractors. And contractors are at liberty to hire members off the street as they see fit.

Please let me know if you have any questions. Thanks.

Martin W. Walter, Esq.
General Counsel
Carpenters' District Council of Greater St. Louis & Vicinity
625 W. 39th St., Ste. 201
Kansas City, MO 64111
(816) 931-3414 (W)
(816) 931-4668 (F)
mwalter@carpdc.org

From: [Martin Walter](#)
To: [LeMaster, William](#)
Subject: Previous Case
Date: Wednesday, April 2, 2014 2:20:45 PM

Bill,

I just left you a voicemail message to let you know that the previous case alleging discrimination in the referral process was *Carpenters Local Union No. 201 (Midwest Drywall)*, Case No. 17-CB-67820; the charging party was (b) (6), (b) (7)(C). I provided a brief position letter in that case.

Martin W. Walter, Esq.
General Counsel
Carpenters' District Council of Greater St. Louis & Vicinity
625 W. 39th St., Ste. 201
Kansas City, MO 64111
(816) 931-3414 (W)
(816) 931-4668 (F)
mwalter@carpdc.org

From: [LeMaster, William](#)
To: "Martin Walter"
Subject: RE: Previous Case
Date: Wednesday, April 2, 2014 2:44:00 PM

It does. Thank you.

From: Martin Walter [<mailto:MWalter@carpdc.org>]
Sent: Wednesday, April 02, 2014 2:43 PM
To: LeMaster, William
Subject: RE: Previous Case

Well, the Charge says it is the Carpenters District Council of Kansas City and Vicinity, which no longer exists. That district council was taken over by the Carpenters' District Council of Greater St. Louis and Vicinity in July 2010. The Charging Party is a member of Millwrights Local 1529, which is affiliated with the District Council. (b) (6), (b) (7)(C) is the Millwrights (b) (6) for the District Council. (b) (6), (b) (7) maintains the millwrights' out-of-work list.

Does that answer your question?

Martin W. Walter, Esq.
General Counsel
Carpenters' District Council of Greater St. Louis & Vicinity
625 W. 39th St., Ste. 201
Kansas City, MO 64111
(816) 931-3414 (W)
(816) 931-4668 (F)
mwalter@carpdc.org

From: LeMaster, William [<mailto:William.LeMaster@nrlb.gov>]
Sent: Wednesday, April 02, 2014 2:38 PM
To: Martin Walter
Subject: RE: Previous Case

...and I already have a question. What is the correct name of the Charged Party in this case? I have received conflicting information – though I believe Local 1529 is involved.

From: Martin Walter [<mailto:MWalter@carpdc.org>]
Sent: Wednesday, April 02, 2014 2:21 PM
To: LeMaster, William
Subject: Previous Case

Bill,

I just left you a voicemail message to let you know that the previous case alleging discrimination in the referral process was *Carpenters Local Union No. 201 (Midwest Drywall)*, Case No. 17-CB-67820;

the charging party was (b) (6), (b) (7)(C). I provided a brief position letter in that case.

Martin W. Walter, Esq.
General Counsel
Carpenters' District Council of Greater St. Louis & Vicinity
625 W. 39th St., Ste. 201
Kansas City, MO 64111
(816) 931-3414 (W)
(816) 931-4668 (F)
mwalter@carpdc.org

From: [Martin Walter](#)
To: [LeMaster, William](#)
Subject: (b) (6), (b) (7)(C)
Date: Thursday, April 10, 2014 11:33:44 AM

Bill,

For what it's worth, I wanted you to know that (b) (6), (b) (7)(C) has been working steadily the last several weeks for Siemens-Westinghouse at the Thomas Hill Power Plant in Clifton Hill, Missouri. And the (b) (6), (b) (7)(C), put (b) (6), (b) (7)(C) to work there.

Martin W. Walter, Esq.
General Counsel
Carpenters' District Council of Greater St. Louis & Vicinity
625 W. 39th St., Ste. 201
Kansas City, MO 64111
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April 21, 2014

Martin W. Walter, GC
Carpenters DC of Greater St. Louis & Vicinity
625 West 39th Street
Kansas City, MO 64111-3074

Re: United Brotherhood of Carpenters (No
Employer)
Case 14-CB-124670

Dear Mr. Walter:

This is to advise you that I have approved the withdrawal of the charge in the above matter.

Very truly yours,

Daniel L. Hubbel
Regional Director

By:

/s/ Naomi L. Stuart

Naomi L. Stuart
Officer in Charge

NLS/mcn

cc: (b) (6), (b) (7)(C)
Carpenters DC OF KC & Vicinity
625 West 39th Street, Suite 201
Kansas City, MO 64111-2992

(b) (6), (b) (7)(C)